

SENATE BILL 1562

By Miller J

AN ACT to amend Tennessee Code Annotated, Title 66, Chapter 19, Part 1, relative to liens on abandoned recreational vehicles.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 66, Chapter 19, Part 1, is amended by adding the following as an appropriately designated new section:

Section 66-19-105.

(a) Campgrounds substantially in the business of providing accommodations for recreational vehicles, as defined in § 55-50-102(41), shall be entitled to a lien upon all abandoned vehicles, which lawfully come onto their premises and shall be retained in their possession until all reasonable charges due are paid. A campground may, after sixty (60) days, enforce this lien in the manner prescribed for the enforcement of artisans' liens under §§ 66-14-102 - 66-14-106, except the campground shall only be required to advertise the sale one (1) time in a newspaper published in the place where the sale is to be held.

(b) If the recreational vehicle, including any associated equipment, is clearly identified as the property of a rental company, then the campground shall notify the rental company at the address identified on the vehicle or associated equipment within

three (3) working days of taking possession of such vehicle or equipment by registered mail return receipt requested.

(c) In addition to any other penalty provided for violation of this section, a violation of subdivision (a)(1) shall also be a violation of title 47, chapter 18, part 1, and the rental company may seek relief under such statute.

(d) A campground may not collect any storage or related fees for any period of time in which the campground was in violation of subsection (a) with respect to a recreational vehicle or associated equipment.

(e) The commissioner of commerce and insurance is authorized to promulgate rules and regulations to effectuate the purposes of this subsection in accordance with the provisions of the Uniform Administrative Procedures Act, as compiled in title 4, chapter 5.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.